IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Original Jurisdiction

Dated: Nainital: the 28th day of October, 2006
First Bail Application No. 1002 of 2006

Criminal Side

1- Yameen, S/o Phool Shah
R/o Ramnagar Van
Thana Jaspur, District, Udham Singh Nagar
2- Shabbir, S/o Ramjani, R/o Mohalla Jatwara
Thana Jaspur, District Udham Singh Nagar .....Applicants

Versus

State of Uttaranchal .....Opposite Party

Arising out of Crime No. 10/da.ja/2006-2007
Under Section: 2,9,39, 44 & 51 of the Wild Life (protection) Act, 1972
P.S.: Jaspur
District: Udham Singh Nagar.

Hon'ble Prafulla C. Pant, J.

Heard Shri Davesh Bishnoi, learned counsel for the applicants and Shri Amit Bhatt, learned A.G.A. for the State.

Applicants - Yameen and Shabbir, who are in jail in connection with crime No. 10/da.ja/2006-2007, relating to offence punishable under Section 2, 9, 39, 44 and 51 of the Wild Life (protection) Act, 1972, P.S. Jaspur, District –Udham Singh Nagar, have sought their release on bail.

There are allegations of recovery of skin of tiger and a horn of a deer from the four accused persons. There are no public witnesses of the recovery. It is argued that the applicants have been falsely implicated.

Without expressing any opinion as to the final merits of the case, applicants deserve bail. Let the applicants-Yameen and Shabbir be released on bail on executing personal bond by each one of them and furnishing two sureties for each of them, each of the like amount to the satisfaction of Magistrate concerned.

(Prafulla C. Pant, J.)

Dt. 28.10.2006
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